

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

NEONODE SMARTPHONE LLC,

Plaintiff,

v.

APPLE INC.,

Defendant.

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Civil Action No. 6:20-cv-00505-ADA

**JURY TRIAL DEMANDED**

**STIPULATION TO STAY CASE PENDING DECISION ON APPLE’S MOTION TO  
TRANSFER**

Plaintiff Neonode Smartphone LLC (“Neonode”) and Defendant Apple Inc. (“Apple”) hereby stipulate to stay this case pending a decision on Apple’s Motion to Transfer Venue to the Northern District of California (Dkt. #27). The Court’s acceptance of the parties’ stipulation will mean that: 1) Apple’s Motion to Stay [Dkt. #28], and 2) Neonode’s Expedited Motion for Leave to Pursue Venue Discovery and to Defer Briefing Schedule Until Completion of Discovery (Dkt. #34), will both be mooted.

The Parties stipulate to mutual venue discovery that initially conforms with this Court’s Order Governing Proceedings in Patent Cases. Each party shall serve five interrogatories, five requests for production, and four hours of 30(b)(6) deposition time related to Apple’s Motion to Transfer Venue. If either party perceives a need to exceed the limits, the parties will confer and attempt to resolve the issue before contacting the Court. The parties further stipulate to follow the following deadlines for venue discovery and completion of briefing on Apple’s motion.

<b>Deadline</b>	<b>Item</b>
February 19, 2021	Deadline for Plaintiff to complete venue discovery.
March 5, 2021	Deadline for Plaintiff to file a Response to Apple’s Motion to Transfer Venue.

Deadline	Item
April 2, 2021	Deadline for Defendant to complete venue discovery.
April 9, 2021	Deadline for Apple to file a Reply in support of its Motion to Transfer Venue.

The parties stipulate that all other deadlines provided in the Amended Agreed Scheduling Order [Dkt. #35] shall be vacated, subject to this Court's approval.

Date: November 19, 2020

Respectfully submitted,  
FISH & RICHARDSON P.C.

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*Counsel for Plaintiff Neonode Smartphone  
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**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the above document was served on November 20, 2020 to all counsel of record via ECF.

/s/ \_\_\_\_\_